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In order to avoid confusion and ensure the right incentives are in place for renewable resources, it is critical to keep definitions consistent throughout the statutes. An instance where there could be inconsistencies appears in HB 5397, which would create a definition of "renewable energy resource" that is inconsistent with the definition of the same term in PA 295 of 2008. This would make some energy resources renewable under one section of statute and not under another, creating confusion and limiting the incentives to develop more renewable energy sources. This would be in direct opposition to the often cited goal of attaining an "all of the above" energy policy.

A simple solution to this inconsistency is to simply reference the definition of "renewable energy resource" as it appears in PA 295. This is especially true given the current focus on PA 295, especially through the efforts of the Energy Workgroup established by Senator Nofs. As that group reviews the statute, any changes in PA 295 would be automatically captured in HB 5397 if the bill is amended as discussed, maintaining the consistency throughout the laws.

Amendment to HB 5397 [H03823'13 (H-2)]

Page 4: Delete lines 6-18 and replace with:

"(j) "Renewable energy resource" has the same meaning as defined in section 460.1011 of Public Act 295 of 2008."

Page 4: Line 22: Insert a period after the word "stove"

Page 4: Delete line 23